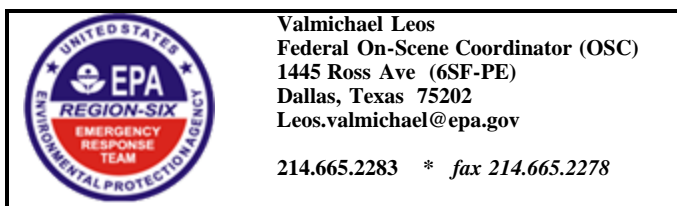


From: [Leos, Valmichael](#)
To: [Ortiz, Diana](#); [Turner, Philip](#); [Miller, Garyg](#)
Cc: [Dellinges, Delorise](#); [R6 6SF FOIA Info](#); [R6 6SF FOIA Team](#)
Subject: RE: FW: CLARIFICATION: FOIA # EPA-R6-2013-009558 / SAN JACINTO RIVER WASTE PITS / SSID # 06ZQ:
FW: FOIA request clarification response -
Date: Thursday, November 14, 2013 1:05:00 PM
Attachments: [TCRA Repair Ltr.pdf](#)
[Memo_SJRWP_CapInspection_012813.pdf](#)
[Memo_SJRWP_CapInspection_093013.pdf](#)
[San Jacinto Letter to Leos re Response to Questions on TCRA Assessment - .pdf](#)
[TCRA OMM Report.pdf](#)
[101012EPA_Questions_Cap_Erosion.pdf](#)
[WesternCapErosionMemoToFile.pdf](#)
[TCRA Cap Repair Plan 07272012.pdf](#)
[Post TCRA Inspection Report - January 2013 02152013 Rev1.pdf](#)
[Final ReportUSACE_Leos.pdf](#)
[EPA_Ltr_USACE.pdf](#)
[San Jacinto - Letter to Leos re July 31 2012 Letter.pdf](#)
[image003.png](#)

Here all the documents I am in possession of relating to the Western Berm erosion beginning in July of 2012 though Nov. 1st.

Please note that according to the requester's note below "*An exact date range is somewhat difficult to ascertain because I do not know when the decision to contact the USACOE was made. I also do not know when they responded and if/when they issued a report back to the EPA. The best I can do is to narrow it down to when the cap was damaged as a possible starting date. An end date is not possible. Damaged occurred in July 2012.*"

I have attached the following documents that specifically relate to the USACE report and EPA's response:- "EPA_Ltr_USACE.pdf" and "FinalReportUSACE_Leos.pdf"



From: Ortiz, Diana
Sent: Thursday, November 14, 2013 10:42 AM
To: Turner, Philip; Miller, Garyg; Leos, Valmichael
Cc: Dellinges, Delorise; R6 6SF FOIA Info; R6 6SF FOIA Team
Subject: FYI: FW: CLARIFICATION: FOIA # EPA-R6-2013-009558 / SAN JACINTO RIVER WASTE PITS / SSID # 06ZQ: FW: FOIA request clarification response -
Importance: High

Hello All,

We received clarification from the requester (see below), there have been some questions about



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what documents to provide for this request. Hopefully, this will help. We are also setting up a site team, unless this clarifies any questions.

Diana Ortiz
Superfund FOIA Coordinator
Information Management Team (6SF-VJ)
(214) 665-7315

From: Ortiz, Diana
Sent: Wednesday, November 06, 2013 3:18 PM
To: Dellinges, Delorise
Cc: Kirst, Tina; Lane, Leticia; Langley, Shirley; R6 6SF FOIA Info; R6 6SF FOIA Team
Subject: CLARIFICATION: FOIA # EPA-R6-2013-009558 / SAN JACINTO RIVER WASTE PITS / SSID # 06ZQ: FW: FOIA request clarification response -

Leticia,

Below is clarification from the requester, for the above subject FOIA.

Thank You

Diana Ortiz
Superfund FOIA Coordinator
Information Management Team (6SF-VJ)
(214) 665-7315

From: Michael Ruger [<mailto:mwruger@texanstogether.org>]
Sent: Wednesday, November 06, 2013 2:41 PM
To: Ortiz, Diana
Subject: Fwd: FOIA request clarification response

Here you go!

----- Forwarded message -----

From: **Michael Ruger** <mwruger@texanstogether.org>
Date: Tue, Sep 10, 2013 at 3:26 PM
Subject: FOIA request clarification response
To: ortiz.diane@epa.gov

Diane,

This is a follow up email to the conference call between myself and the EPA concerning our FOIA request that was recently submitted. In order to make sure that the Documents that we are interested in obtaining are either included in our current FOIA request or are documents that are not included, I was asked to narrow the scope of the request by date range and key words that would allow the EPA to find specific documents.

The documents that we are looking for are related to the failure of the temporary cap to

withstand weather and flooding events that should have fallen within the stated capabilities that the responsible parties (RP) designed the cap to withstand. During a public meeting with the EPA in the fall of 2012, Gary Miller stated that the United States Army Corps of Engineers (USACOE) had been called in to investigate the failure and evaluate the engineering plan that the RP's implemented in building the temporary remediation cap.

This document, dated August 2013, (<http://www.epa.gov/region6/6sf/pdffiles/san-jacinto-tx.pdf>) refers to the request by the EPA to USACOE on page 2 under current status.

An exact date range is somewhat difficult to ascertain because I do not know when the decision to contact the USACOE was made. I also do not know when they responded and if/when they issued a report back to the EPA. The best I can do is to narrow it down to when the cap was damaged as a possible starting date. An end date is not possible. Damaged occurred in July 2012.

I am also committing to paying any necessary fees for the FOIA request discussed in this email. Please accept this as my written commitment to pay.

Date Range: July-01-2012 to current date.

Key Words: United States Army Corps of Engineers, USACOE, Cap Erosion, Cap Design, Cap Construction, Cap Engineering, 100 Year Weather Event.

I hope this helps. Please contact me if you have any questions that I can help answer.

Sincerely,

Michael Ruger